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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

EPIC GAMES, INC.

Plaintiff, Counter-defendant
v.

APPLE INC.,

Defendant, Counterclaimant

Case No. 4:20-cv-05640-YGR

**DECLARATION OF MARK A. PERRY
REGARDING COMPLIANCE WITH
UCL INJUNCTION**

The Honorable Yvonne Gonzalez Rogers

1 I, Mark A. Perry, hereby declare as follows:

2 1. I am a partner in the law firm of Weil, Gotshal & Manges LLP, counsel to Apple
3 Inc. in this action. My office is located at 2001 M Street NW, Suite 600, Washington, DC 20036.

4 2. I have personal knowledge of the facts testified to herein.

5 3. Attached as Exhibit 5 is a true and correct copy of this Court's Rule 52 Order After
6 Trial on the Merits, Dkt. 812.

7 4. Attached as Exhibit 6 is a true and correct copy of this Court's Permanent
8 Injunction, Dkt. 813.

9 5. Attached as Exhibit 7 is a true and correct copy of this Court's Order Denying
10 Apple's Motion to Stay Injunction Pending Appeal, Dkt. 830.

11 6. Attached as Exhibit 8 is a true and correct copy of the Ninth Circuit's Order on
12 Apple's Motion to Stay the Injunction Pending Appeal, C.A. Dkt. 27.

13 7. Attached as Exhibit 9 is a true and correct copy of the Ninth Circuit's Corrected
14 Opinion, C.A. Dkt. 222.

15 8. Attached as Exhibit 10 is a true and correct copy of the Ninth Circuit's Order
16 Denying Petitions for Rehearing, C.A. Dkt. 246.

17 9. Attached as Exhibit 11 is a true and correct copy of PX-2790, admitted as an exhibit
18 during the trial on the merits in this case.

19 10. Attached as Exhibit 12 is a true and correct copy of the Declaration of Trystan
20 Kosmynka, submitted in support of Apple's motion for a stay of the injunction pending appeal,
21 Dkt. 821-10.

22 11. Attached as Exhibit 13 is a true and correct copy of the Stipulation of Settlement
23 submitted by the parties in *Cameron v. Apple Inc.*, 19-cv-03074-YGR, Dkt. No. 451-1 (N.D. Cal.
24 Nov. 5, 2021).

25 12. Attached as Exhibit 14 is a true and correct copy of this Court's Order Granting
26 Motion for Final Approval of Class Action Settlement; Granting in Part and Denying in Part
27 Motion for Attorney's Fees, Costs, and Service Award; and Judgment in *Cameron v. Apple Inc.*,
28

19-cv-03074-YGR, Dkt. No. 491 (N.D. Cal. June 10, 2022).

13. Attached as Exhibit 15 is a true and correct copy of the StoreKit External Purchase Link Entitlement Addendum for Netherlands Dating Apps (to the Apple Developer Program License Agreement).

14. Attached as Exhibit 16 is a true and correct copy of the External Link Account Entitlement Addendum for Reader Apps (to the Apple Developer Program License Agreement).

15. Attached as Exhibit 17 is a true and correct copy of the publicly available version of the Consent Order and Administrative Complaint issued by the Federal Trade Commission against Epic Games, Inc., in File No. 192 3203.

16. Attached as Exhibit 18 is a true and correct copy of the publicly available version of the Consent Order and Complaint filed by the Federal Trade Commission against Epic Games, Inc., in Case No. 5:22-CV-00518-BO (E.D.N.C.).

17. Attached as Exhibit 19 is a true and correct copy of the Ninth Circuit's Order Granting Apple Inc.'s Motion to Stay Mandate Pending Writ of Certiorari, C.A. Dkt. 250.

18. Attached as Exhibit 20 is a true and correct copy of the January 16, 2024 order list of the Supreme Court of the United States.

19. Attached as Exhibit 21 is a true and correct copy of a public letter sent on July 19, 2023 by Yonatan Even on behalf of Epic Games, Inc. to Attorneys General of New York, Utah, California, and North Carolina related to litigation against Google regarding the Google Play Store.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct. Executed this 16th day of January, 2024, in Washington, DC.

/s/ Mark A. Perry
Mark A. Perry